

Zone Perfect Nutrition Co.

Dalton Goldberg

Hershey Foods Corp et al

Smart & SevoArrowood

Crawford

J Keeton

Brown

Killion

Date 4/17/04

CNC

Court states that proposed schedule is unrealistic. Plaintiff states that parties agree to amend proposed schedule. Amended proposal seeks hearing for preliminary injunction in mid-July.

Plaintiff summarizes case. Plaintiff files proposed scheduling order. Preliminary injunction hearing proposed for 7/15/04. Plaintiff explains proposed schedule.

Mr. Smart explains defense position. Disputes exist as to timing of evidentiary submissions. Mrs. Arrowood presents summary of Dr. Sevo's position.

Plaintiff suggests 6/11 for paragraph 6.

Court approves A-P paras A-D. Court strikes para F. Parties are not to submit arguments by letter.

5/28: Survey reports are due. 6/11: Expert reports 6/28: rebuttal experts

depo. of expert witnesses before 7/9. Status conference Thurs 6/17 10am.

7/1: proposed findings and affidavits. 7/7: Notice re. cross-exam.

7/15: P.I. hearing 10am. Court runs no 3rd party live witnesses and P.I. hearing

✓ 6/17/04 10am

Status

✓ 7/15/04

Preliminary injunction